

GARRITY, GRAHAM, FAVETTA & FLINN

A Professional Corporation

One Lackawanna Plaza

P.O. Box 4205

Montclair, NJ 07042

Telephone: 973-509-7500

Attorneys for Plaintiff, Hanover Insurance Company

Our File No. 450.17737/FXG

HANOVER INSURANCE COMPANY,	:	UNITED STATES DISTRICT COURT FOR
	:	THE DISTRICT OF NEW JERSEY
Plaintiff,	:	
	:	Civil Action No.: 05-1591(JWB)
vs.	:	
	:	<u>Civil Action</u>
CANAL INSURANCE COMPANY	:	
	:	<b>NOTICE TO TAKE ORAL DEPOSITIONS</b>
Defendant.	:	
	:	

TO: Michael Farrell, Esq.  
Segal, McCambridge, Singer & Mahoney, Ltd.  
Princeton Metro Center  
5 Vaughn Drive, Suite 115  
Princeton, NJ 08540  
Attorneys for Defendant, Canal Insurance Company

SIRS:

**PLEASE TAKE NOTICE** that in accordance with the Federal Rules of Civil Procedure, testimony will be taken by deposition upon oral examination before a person authorized by the laws of the State of Delaware to administer oaths on **December 6, 2005 at the office of Swartz Campbell, 300 Delaware Avenue, Suite 1130, Wilmington, Delaware**, with respect to all matters relevant to the subject matter involved in this action, at which time and place the testimony of the following persons will be taken:

SHERMAN DUNN at 11:00 A.M.  
LEBERTHA DUNN at 11:00 A.M.  
ERIC BOLLMAN at 12:30 P.M.  
MIDGE CLARK at 1:30 P.M.

**SHERMAN DUNN, LEBERTHA DUNN AND ERIC BOLLMAN are to bring with them the following documents:**

1. Any and all registrations, title certificates, evidence of ownership or other documents regarding the ownership of the tractor which had been operated by Sherman Dunn which was at the premises of NC Enterprises, Millville, New Jersey at the time of Sherman Dunn's accident of October 17, 2003.
2. Any and all registrations, title certificates, evidence of ownership or other documents regarding the ownership of the trailer which had been operated by Sherman Dunn which was at the premises of NC Enterprises, Millville, New Jersey at the time of Sherman Dunn's accident of October 17, 2003.
3. Any and all registrations, title certificates or other evidences of ownership, as of October 17, 2003, of 1993 International tractor VIN number 1HSRK5R2PH474937.
4. Any and all registrations, title certificates or other evidences of ownership, as of October 17, 2003, of 1994 Peterbilt tractor VIN number 1XPFD59X4RN344280.
5. Any and all registrations, title certificates or other evidences of ownership, as of October 17, 2003, of 200 Freightliner tractor VIN number 1FUPFDZB1YLF05754.
6. Any and all registrations, title certificates or other evidences of ownership, as of October 17, 2003, of 1993 Freightliner tractor Vin number 2FUYDXYB4PA416131.
7. Any trip leases pursuant to which Sherman Dunn was to operate motor vehicles for Christiana Motor Freight, which were in effect on October 17, 2003.
8. Any and all documents terminating any trip leases pursuant to which Sherman Dunn was to operate motor vehicles for Christiana Motor Freight subsequent to October 17, 2003.
9. Any and all 1099 forms furnished to Sherman Dunn by Christiana Motor Freight for the years 2000, 2001, 2002, 2003 and 2004.
10. Any W-2 forms furnished by Christiana Motor Freight to Sherman Dunn for the years 2000, 2001, 2002, 2003 and 2004.
11. Any and all tax returns for Sherman Dunn for the years 2000, 2001, 2002, 2003 and 2004.
12. Any and all registrations, title certificates, other evidence of ownership or other documents relating to the

ownership of all vehicles insured under any policies of automobile insurance, truckers insurance or other insurance issued by Canal Insurance Company to Christian Motor Freight, which policies were in effect on October 17, 2003.

13. Any and all policies of automobile liability insurance, truckers insurance, or any other motor vehicle insurance issued by Canal Insurance Company to Christiana Motor Freight, which policies were in effect on October 17, 2003.
14. Any and all documents setting forth and/or relating to the license plate number for the tractor which had been operated by Sherman Dunn and which was at the premises of NCS Enterprises, Millville, New Jersey on October 17, 2003.
15. Any and all documents reflecting or relating to the license plate number of the trailer attached to the tractor which had been operated by Mr. Dunn and which was being unloaded at the premises of NCS Enterprises in Millville, New Jersey on October 17, 2003.
16. Any and all documents reflecting or relating to the license plate number of International tractor VIN number 1HSRK5R2PH474937, Peterbilt tractor VIN number 1XPFD59X4RN344280, Freightliner tractor VIN number 1FUPFDZB1YLF05754, Freightliner tractor Vin number 2FUYDXYB4PA416131.
17. Any and all documents relating to the license plate number of all tractors insured under all policies of automobile insurance, truckers insurance or other motor vehicle insurance issued by Canal Insurance Company which policies were in effect on October 17, 2003.
18. Any and all documents indicating the I.C.C. number of Christiana Motor Freight, Inc. on October 17, 2003.
19. Any and all documents indicating whether Christiana Motor Freight's name, I.C.C. number and/or decal were on the tractor being used by Sherman Dunn on October 17, 2003 at the premises of NCS Enterprises, Millville, NJ.
20. Any and all documents setting forth the exact I.C.C. number, name of Christiana Motor Freight, or other information which was on the tractor being used by Sherman Dunn on October 17, 2003 at the premises of NCS Enterprises, Millville, NJ at the time of Mr. Dunn's accident, including, but not limited to, whether Christiana Motor Freight's name, I.C.C. number and/or other information was on said tractor.

MIDGE CLARK C/O PRATT INSURANCE INC. is to bring with her the following documents:

1. All underwriting files, insurance applications, and all motor vehicle insurance policies issued to Christiana Motor Freight since Canal began writing insurance for said insured.
2. Any and all documents indicating the ownership, license plate numbers, VIN Numbers and other information concerning any vehicles insured under any Canal policy issued to Christiana Motor Freight between January 1, 2001 and January 1, 2004.
3. Any and all documents in any way relating to any vehicles which were specifically named on Canal policy number 395905, including information concerning the ownership of said vehicles, their VIN Numbers, license plate numbers, as well as any title documents, registrations or other documents relating to the ownership of said vehicles.
4. Any and all trip leases or other leases pursuant to which Sherman Dunn was to operate vehicles on behalf of Christiana Motor Freight, Inc.
5. Any and all documents terminating any leases pursuant to which Sherman Dunn was to operate vehicles on behalf of Christiana Motor Freight, Inc., including, but not limited to, any and all documents relating to the lease and/or termination of the lease of a 1993 Freightliner tractor bearing VIN No.: 2FU YDXYB4PA416131.
6. Any and all documents relating to the deletion of the aforesaid 1993 Freightliner tractor bearing VIN No.: 2FU YDXYB4PA416131 from the Canal policy number 395905 effective November 1, 2003.
7. Any and all correspondence between Pratt Insurance, Inc. and Canal Insurance Company concerning any policy of motor vehicle insurance issued at any time by Canal Insurance Company to Christiana Motor Freight, Inc. and concerning any vehicles to be insured under said policies.
8. Any and all documents indicating which vehicles were insured by Canal Insurance Company under its policy 395905 as of October 17, 2003.
9. Any and all documents, including title certificates, registrations, documents relating to VIN Numbers or license plate numbers of the tractor and trailer which were being used by Sherman Dunn on October 17, 2003 and which were at the premises of NCS Enterprises, Millville,

New Jersey, on October 17, 2003.

10. Any and all correspondence between Canal Insurance Company and Pratt Insurance Inc. in any way relating to Christiana Motor Freight Inc., or any policies of insurance issued by Canal Insurance Company to Christiana Motor Freight Inc.
11. Any and all documents relating to the operation of Christiana Motor Freight Inc. as an I.C.C. carrier.
12. Any and all documents referring to the I.C.C. number and/or decals of Christiana Motor Freight Inc.
13. Any and all documents relating to the decals, signage or other information on the tractor being used by Sherman Dunn on October 7, 2003, as to specifically what information was contained on Mr. Dunn's tractor, including the name and address of Christiana Motor Freight Inc., its I.C.C. number or any other information concerning same.
14. Any and all documents in any way relating to the underwriting of Christiana Motor Freight Inc. by Canal Insurance Company at any time.
15. Any and all documents regarding the addition or deletion of any vehicles on any policy of automobile, trucks or other motor vehicle insurance issued by Canal Insurance Company to Christiana Motor Freight, Inc. between January 1, 2000 and January 1, 2004.

GARRITY, GRAHAM, FAVETTA & FLINN  
Attorneys for Plaintiff,, Hanover  
Insurance Company

BY:

  
FRANK R. CINQUINA

Dated: November 15, 2005

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